

TOWN BOARD MEETING
 WEDNESDAY, JULY 2, 2008; 7:00 P.M.
 NEW WINDSOR TOWN HALL
 NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Police Lieutenant Faricellia, Highway Superintendent Fayó, Town Attorney Blythe

Supervisor Green called to order the Town Board meeting and presided over same.

#1 On Agenda: Minutes

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the minutes of the public hearings regarding the establishment of Drainage District #13, Shadowfax Run Subdivision, and Orange County Community Development Block Grant FY-2009, and the minutes of the Town Board meeting all held on June 4, 2008, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board Members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

#2 On Agenda: Motion - Authorize Supervisor To Enter Into And Execute Agreement – NYSDOT For Purchase Of Chipper

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following Resolution:

WHEREAS, New York State has awarded the Town of New Windsor Highway Department a SFY 2008/09 Legislative Initiative, in the total amount of \$75,000.00 for the purchase of a new chipper; and

WHEREAS, certain procedures are required which include the execution of an Agreement to provide for the reimbursement of expenses;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Windsor authorize the Town Supervisor to enter into and execute an Agreement and all related documents with the New York State Department of Transportation for the SFY 2008/09 Legislative Initiative in the total amount of \$75,000.00 for the purchase of a new chipper.

Roll Call: All Ayes

Motion Carried: 5-0

WATER DEPARTMENT

SANITATION DEPARTMENT

GENERAL

#3 On Agenda: Receive And File Developer's Agreement – Chestnut Woods At Cornwall

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Developer's Agreement between the Town of New Windsor and The Manor at Cornwall, LLC, dated June 19, 2008.

#4 On Agenda: Receive And File Escrow Agreement – Chestnut Woods At Cornwall

Hearing no objection, the Town Board of the Town of New Windsor receive and file an Escrow Agreement between the Town of New Windsor and The Manor at Cornwall, LLC, dated June 19, 2008.

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#5 On Agenda: Receive And File Fully Executed Lease With Orange County For Lease of Three New Buses

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully executed lease between the Town of New Windsor and the County of Orange for the lease of three new 20-passenger, wheelchair lift equipped buses for Dial-A-Bus.

#6 On Agenda: Motion – Approve Grant Application To New York State Office Of Parks, Recreation And Historic Preservation – Lighting At Mt. Airy Sports Complex

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following Resolution:

WHEREAS, the Town of New Windsor, pursuant to the provisions of Title 9 of the Environmental Protection Act of 1993 (State Fiscal Year 2008) or the Federal Land and Water Conservation Fund Act of 1965 – (Federal Fiscal Year 2009) Program, wishes to apply to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant in the amount of \$229,244.00 for a project entitled “Lighting at Mt. Airy Sports Complex”, which project is located in the Town of New Windsor; and

WHEREAS, said grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality in which the project will be located; and,

WHEREAS, the grant requires a 50% match of funds awarded; and

WHEREAS, the Town Board of the Town of New Windsor has determined that this project is a Type II action under the State Environmental Quality Review Act (SEQRA), which would have no adverse environmental impact;

NOW THEREFORE, BE IT RESOLVED, THAT

1. The Town Board of the Town of New Windsor approves and endorses the application to the OPRHP for a grant in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 (State Fiscal Year 2008) or the Federal Land and Water Conservation Fund Act of 1965 – (Federal Fiscal Year 2009) Program for a project entitled “Lighting at Mt. Airy Sports Complex”, which is located within this community.

2. The Town Board of the Town of New Windsor authorizes the Supervisor to apply for and if awarded, further authorizes the required 50% match of funds, said sum not to exceed \$229,244.00, and upon approval of said grant, further authorizes the Supervisor to enter into and execute a project agreement and all other necessary documents in order to implement said grant and make disbursements as warranted.

Roll Call: All Ayes

Motion Carried: 5-0

#7 On Agenda: Motion – Appoint To Assessment Board Of Review

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor appoint **ELIZABETH MULLARKEY** of 325 Blooming Grove Turnpike, New Windsor, New York to the Town of New Windsor Assessment Board of Review. Term shall begin immediately and expire September 30, 2013.

*Roll Call: Councilman Lundstrom: Aye
 Councilwoman Biasotti: Aye
 Councilwoman Weyant: Aye
 Councilwoman Mullarkey: Abstain
 Supervisor Green: Aye*

Motion Carried: 4-0

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**#8 On Agenda: Motion – Authorize Supervisor To Engage Services Of
McGoey, Hauser And Edsall Consulting Engineers –
Flood Plain Analysis – Willow Lane To St. Anne’s Drive**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Supervisor to engage the services of McGoey, Hauser & Edsall Consulting Engineers, P.C., regarding preparation of flood plain analysis for Willow Lane to St. Anne’s Drive as per approved hourly fee schedule and to execute any necessary documents in connection with same.

Roll Call: All Ayes *Motion Carried: 5-0*

**#9 On Agenda: Receive And File Memorandum Of Agreement With
First Columbia – Restore NY Round II Grant**

Hearing no objection, the Town Board of the Town of New Windsor receive and file fully executed Memorandum of Agreement dated July 2, 2008, between the Town of New Windsor and First Columbia International Group, LLC, regarding the Restore NY (Round II) Grant Project #W038.

**#10 On Agenda: Motion – Establish Performance Bond –
Moore’s Hill Estates Subdivision**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the establishment of a Performance Bond for the Moores Hill Estates Major Subdivision (Planning Board #98-4)) in the amount of \$64,620.00, as recommended by McGoey, Hauser and Edsall Consulting Engineers, P.C. by correspondence dated July 2, 2008.

Roll Call: All Ayes *Motion Carried: 5-0*

**#11 On Agenda: Receive And File Grant Disbursement Agreement –
NYS Urban Development Corporation For Restore NY
Round II Grant**

Hearing no objection, the Town Board of the Town of New Windsor receive and file a fully executed Grant Disbursement Agreement dated June 27, 2008, between the Town of New Windsor and New York State Urban Development Corporation, d/b/a Empire State Development Corporation (“ESDC”), regarding the Restore NY (Round II) Grant Project #W038.

#12 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Building Department	Month of May 2008
Fire Prevention	Month of May 2008
Building Department	Month of June 2008
Justice Court – Richard W. Thorpe	Month of June 2008
Justice Court – Donald J. Suttlehan	Month of June 2008
Receiver of Taxes - Final Property Tax Statement	Month of June 2008
Receiver of Taxes - Water-Sewer-Garbage	Month of June 2008
Recreation Department	Month of June 2008
Town Clerk	Month of June 2008

#13 On Agenda: Public Forum

Before opening up the public forum portion of the meeting, Supervisor Green said he had several things he would like to discuss. The first item is a letter of appreciation from the Town Board to Town Clerk Deborah Green who, in order to help defray the expense of the weekly summer concert series, began a fundraising drive and has collected over \$6,200 to date.

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Supervisor Green then read a letter received from the Orange County Department of Health congratulating the Town of New Windsor for being chosen as having the “Best Drinking Water in Orange County” and being selected to represent Orange County in the New York State Regional Drinking Water contest held on July 10, 2008 in New York City.

Supervisor Green announced that New York State funding has been approved for the Affordable Senior Housing Project in Vails Gate in the amount of \$4,361,830., so it appears that the project is ready to go forward. Anyone who meets the income restrictions and is interested in signing up for the waiting list can call or visit the Town Clerk’s office.

Supervisor Green then opened up the meeting for public comment.

William Steidle said he originally had some favorable comments on the senior housing amendment which will be presented at a public hearing in August until he received a copy of the project map. The map shows certain parcels falling in the watershed of Brown’s Pond which he is very concerned about and which he feels is not in agreement with the Draft Master Plan. He said he cannot attend the scheduled public hearing, but at some time prior to that meeting, he will present his comments in writing to the Town Board or have someone present them at the public hearing on his behalf.

Bert Merolle apologized to the Town Board if any of the comments he made at previous public forums came across as rude and thanked everyone for treating him in a helpful and respectful manner. He said that in the future he will try to set up a meeting to discuss any future differences in opinion.

Supervisor Green said that no one on the Board had taken any exception to anything he said and everyone should be able to attend a meeting and voice their opinion.

Hearing no one else wishing to speak, the Supervisor entertained a motion to close the public forum.

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 5-0

#14 On Agenda: Adjourn

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:35 p. m.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc